

Seat No. : \_\_\_\_\_

# ML-126

March-2019

## Integrated LL.B., Sem.-VIII

### IL-407 : Health Law

Time : 2½ Hours]

[Max. Marks : 70

- Instructions :** (1) Answer **all** the questions.  
(2) Figures to the right indicate marks for each question.

1. Discuss the legal aspects of medical practice. Does the disclosure of the status of an HIV positive person amount to an infringement of the right to privacy of that person ? Explain in detail right to privacy with decided cases. **18**

**OR**

Write notes on :

- (a) Salient features of The Transplantation of Human Organs and Tissues Act, 1994. **10**  
(b) International Health Regulations. **8**

2. Write notes on :  
(a) Offences and professional misconduct of doctors. **10**  
(b) National Medical Commission. **8**

**OR**

Explain with case laws medical negligence. What are remedies available in cases of medical negligence ? **18**

3. Explain the healthcare scenario in India. Discuss the Constitutional provisions relating to "Right to health" with decided cases. **18**

**OR**

Writes notes on :

- (a) Charter of Patient's rights. **10**  
(b) Euthanasia **8**

4. (A) Write short notes on : (any **two**) **10**  
(1) Legal provisions of medical implants and devices.  
(2) Doha Declaration.  
(3) Post mortem examination.  
(4) Legal provisions of Abortion in India.

(B) State whether the following are **true** or **false** : (any **three**)

**6**

- (1) Before TRIPS agreement, India had compulsory product and process patent for drugs.
  - (2) The headquarters of World Health Organization are in Geneva.
  - (3) Under the Mental Healthcare Act, ECT without the use of anesthesia and muscle relaxants shall not be performed on any person with mental illness.
  - (4) The Declaration of Alma-Ata was adopted at the International Conference on Primary Health Care in Kazakhstan.
  - (5) The Medical Council of India (MCI) is a statutory body with the responsibility of establishing and maintaining high standards of medical education and recognition of medical qualifications in India.
  - (6) Medical Negligence is an act or omission by a medical professional that deviates from the accepted medical standard of care.
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